IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 6TH FEBRUARY 2007 / 17TH MAGHA 1928

Bail Appl..No. 650 of 2007()
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CC.190/2006 of C.J.M.,KASARAGOD
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: PETITIONER/ACCUSED
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ABDULLA, S/O.HUSSAN KUTTY,
BADRIYA MANZIL, KUDALMERKALA,
KAYYAR VILLAGE, KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT
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STATE OF KERALA, REP. BY INSPECTOR
OF POLICE, KUMBLA POLICE STATION,
REP. BY THE PUBLIC PROSECUTOR, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. RAMKUMAR, J.**

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**Bail Application No. 650 of 2007**

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**DATED: January 6th, 2007**

**O R D E R**

Petitioner who is the Ist accused in Crime No. 5/04 of Kumbala Police Station for an offence punishable under Sec. 498 A I.P.C., seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner before the Chief Judl. Magistrate Court, Kasaragod where the case is pending as C.C. 190/06, non-bailable warrants of arrest are pending against the petitioner.

3. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Chief Judl. Magistrate, Kasaragod and seek regular bail. Accordingly, if the petitioner surrenders before the Chief Judl. Magistrate, Kasaragod and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With the above observation this application is dismissed.

V.RAMKUMAR, JUDGE.

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